

**LAW OFFICES OF  
LOUIS E. GITOMER**

LOUIS E. GITOMER  
LOU\_GITOMER@VERIZON.NET

THE ADAMS BUILDING, SUITE 301  
600 BALTIMORE AVENUE  
TOWSON, MARYLAND 21204-4022  
(202) 466-6532  
FAX (410) 332-0885

May 10, 2011

Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

Re: **Docket No. AB-55 (Sub-No. 706X), CSX Transportation, Inc.—Abandonment  
Exemption—in Erie County, NY**

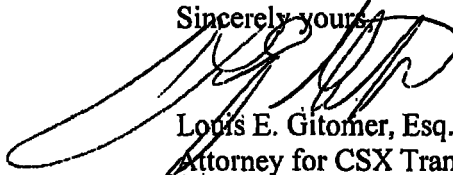
Dear Ms. Brown,

229483

Enclosed for efilng are: (1) a copy of the newspaper publication and affidavit of publication; and (2) the letter transmitting the Historic Report to the New York State Historic Preservation Office that was inadvertently omitted from the Notice of Exemption filed on May 9, 2011 in the above-entitled proceeding.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,



Louis E. Gitomer, Esq.  
Attorney for CSX Transportation, Inc.

Enclosure

ENTERED  
Office of Proceedings

MAY 10 2011

Part of  
Public Record

# THE BUFFALO NEWS

## -Affidavit-

Lisa Stephan-Kozlowski of the City of Buffalo, New York, being duly sworn, deposes and says that he/she is Principal Clerk of THE-BUFFALO NEWS INC., Publisher of THE BUFFALO NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein 1 times, the first insertion being on **04/26/2011** and the last insertion being on **04/26/2011**

Lisa Stephan-Kozlowski

Dates Ad Ran:

Buffalo News (P1) 04/26/11

Sworn to before me this 6<sup>th</sup> day of, May 2011.

Shukriyyah Hawkins

Notary Public, Erie County, New York

SHUKRIYYAH HAWKINS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires 9/30/13

**558 Garage Sales**

HEEKTOAWAGA 220  
Iana Dr Sat 4/30, 9-2,  
Sun 5/1, 9-12

HEEKTOAWAGA 335  
ennett Rd, off Union  
29 & 4/30, 8-1 PM.

HEEKTOAWAGA 59  
elmar, Bsmi sale, 4/30 &  
1, 9-4 Estate/Moving

HEEKTOAWAGA 977,  
38, 994 Maryvale Dr Fr  
29 & Sat 4/30, 8-5

HEEKTOAWAGA: Multi-  
family, Thrus, & Fri: Ray-  
mond Ave, 9-7

EPWE 210 Dean Rd,  
State/Garage Sale, Fri &  
Sat 9-4, Sun 9-1 Variety!



EPWE 8th Annual Block  
Sale, Irontdale/Croydon:  
+ homes, Como Park  
at Transit, Fri & Sat,  
29 & 30, 9-3pm

MA 141 Hilltop Dr, off  
wen, Sat & Sun 4/30 &  
1, 9-3 Large variety!

RAND ISLAND 1282  
st Park Moving Sale!!  
10 from 9-2

**GREAT AMERICAN Garage Sale**

Friday, May 1st, 8 to 4  
ve YOUR Garage Sale  
HERE this Summer!  
tique World, Main St.  
Clarence. 759-8483

KE VIEW 1415'N  
sek Rd Fri 29th - Sat  
h, 9-3 Antiques ga-  
al Carved sideboard,  
1-century modern,  
nes, cast iron, wicker,  
ssware porcelain,  
ughi iron, more! Col-  
tors bring your wallets!

CASTER neighbor  
d sale, corner of War-  
and Pleasantview  
& Sat, 4/29 & 30,  
moving & clear out  
urn, baby & toddler  
nes & items, house-  
ld tools etc

500 adults in WNY  
have attended  
technical or  
tional school read  
Buffalo News weekly

**658 Garage Sales**

NORTH AMHERST 555  
Tonawanda Creek, 1  
mi east of Niagara Falls  
Blvd, 4/29-30, 9-4 PM '50  
yrs of stuff Tools, bikes,  
crafts, games, house &  
garden items

NORTH BUFFALO 694  
Tacoma Ave Huge Sale!  
Fri & Sat, 4/29-30, 9-4

**The Buffalo News Celebrations**

Our new reduced  
pricing and format  
makes it easy and  
affordable to tell the  
community about the  
special occasions in  
your life

Weddings/  
Engagements/  
Anniversaries/  
Births/Birthdays/  
Achievements/  
Graduations

Published in our  
Sunday Spotlight  
section and  
Online for 60 days

Special Offers  
for announcements  
placed using our online  
feature

Check it out!  
[www.buffalo.com/celebrations](http://www.buffalo.com/celebrations)  
or call 849-0955

**Block Sale**

TONAWANDA TWP:  
Patricia Dr & Dolphann,  
Fri, 4/29, Sat, 4/30 &  
Sun 5/1, 9-4, 35+ house-  
es. New stuff each day!!  
Off N Ellicott Creek or  
off Niagara Falls Blvd &  
Greenhaven or off Parker &  
St Clare 14150,

TONAWANDA: 365  
Woodland Dr Fr/Sat,  
Apr. 29/30, 9-7, antiques,  
pottery, Singer feather-  
weight toys, furniture,  
linens household

TONAWANDA Multi fam-  
ily, 1100 block of Wood-  
stock, 9-3 pm, 4/29-30

TONAWANDA Neighbor-  
hood Sale Creekside,  
Willow, Castleton, Ir-  
vington, Ellicott, Luzerne  
4/30-5/1 9a-3p

WHEATFIELD HEIGHTS  
Block Sale, April 29 & 30  
9-3 PM 15+ houses, 5  
streets Mangold, Joshua,  
Blossom, Spring & Sum-  
meret Take Nash to  
Cherry Hill

WILLIAMSVILLE 29 Ma-  
hogany Dr off Red Oak,  
April 30 & May 1, 8-2 PM

WILLIAMSVILLE Garj  
Moving Sale 1050 Maple  
Rd 4/28 thru 4/30/11  
8-30-3 All \$5 negotiable

WILLIAMSVILLE: Rum-  
mage Sale to benefit For-  
est Elementary at North  
Presbyterian Church, 300  
North Forest Rd, next to  
school, 4/30, 9-3 PM \$1  
admission Bag Sale 12-3

**660 Jewelry/Gems**

DIAMOND Tennis Brace-  
let, gold, new over \$1000,  
asking \$400; 892-5773

**662 Lawn & Garden****668 Miscellaneous for Sale**

JANITORIAL EQUIP (4)  
Tennant 5400 auto scrub-  
bers \$3000 ea. (4) 17  
HP propane buffers, \$800  
ea., 718-445-3210

JUKEBOX, 1951 AMI  
D80 restored, exc. cond.  
\$1,500 632-5056

LOCUST Fence Post, 6',  
you pick up \$3.25 ea.  
Call 450-4578

PARTY TENT Canopy,  
(5), 8 ft tables, (20);  
chairs (70). Priced to sell.  
Call 930-6442.

PLATTER, silver plated, 2  
tier, excellent cond. \$20.  
688-9500

TELEPHONE, extra  
volume avail, light when  
rings, \$20 688-9500



WHEELCHAIR RAMP,  
alum & steel, \$600,  
snow thrower, Crafts-  
man, 22-in, elec. start,  
\$250, elec. fireplace/TV  
stand, 34x48 5x15.25,  
black, \$200, Sylvania 42-  
in Plasma TV, \$350 All  
good cond. 873-0903.

**670 Miscellaneous Wanted****BOOKS**

SS ALBUMS \$5, 33's,  
BOOKS, MOVIES, CD's.  
One or all Call 310-3370

**"DECOYS"**

Absolutely Paying  
Highest \$5. 718-912-6312

COLLECTOR Cars, Toy  
Replicas, Danbury, Frank-  
lin Mint, Brooklyn, Dinky &  
others, Ed 716-725-2819

**TOY TRAINS RACE SETS**

ALL AMERICAN FLYER,  
LIONEL, HO & N, layouts,  
bldgs, full estates. Col-  
lector, Cash. 741-4623

**BUYING OLD COMIC BOOKS**

ALSO Old Toys, trains,  
dolls, cap guns, sports  
memorabilia 874-7748

**COINS**

AMERICAN & World Sil-  
ver & Gold Coins. Best  
prices in area. 677-0066

AN HONEST BUYER:  
Buying all precious  
metals (gold, silver,  
sterling) also antiques,  
valuables of all kinds in  
any condition Will come  
to you Cash paid on  
spot (716)462-2096

BUYING ALL Lionel H O  
Trains Any condition. Call  
481-3713

**\$\$\$\$\$**

BUYING ATV'S, Jets-  
kia, motorcycles,  
boats. Cash on the  
spot \$\$\$\$ Same day  
pick up. 585-284-5408

**Paying Top \$\$\$**

BUYING pre-1985 U.S.  
Silver Coins, 17 times  
face value 464-8180.

**670 Miscellaneous Wanted****ATTENTION!**

ST. FRANCIS High  
School Football Jacket  
with name Sal. Possibly  
recently purchased at a  
Goodwill location. Owner  
donated by mistake. Sen-  
timental value. Will reward  
purchaser. Call Sam,  
825-7417



TOYS, glass, books,  
bottles; beer items, stone-  
ware, banks, paintings  
wanted. 852-6628; www.  
antiquesbuffalony.com

VIDEO-RECORDERS (2) In  
good shape, for recording old  
fashioned religious singing  
A S A P. 716-289-7732

**LOOK HERE!**

VINTAGE Christmas and  
Halloween Decorations  
wanted, Marie 628-2608

WANTED Gold & Silver  
scrap & coins. Up to 25X's  
pre-1985 American silver  
coins 662-5648, 335-  
5513 Cash for you



WANTED: JESSE  
KETCHUM MEDALS,  
MADE OF gold, silver or  
bronze. Top prices I'm  
a collector, not a dealer  
688-4357, leave message

**672 Musical Instruments**

PIANO, Whitmore, very  
good cond., \$250 Call  
838-5590

PIANO: Upright, ap-  
praised \$600, best offer  
within 2 wks 885-0003

**WANTED**

VINTAGE GUITARS &  
Amps: Will pay cash  
All musical instruments,  
accordians & antiques.  
830-4354

**677 Pools, Spas & Hot Tubs**

SWIN SPA, Hydrolpool,  
8x17 ft with natural gas  
spa heater, like new,  
priced to sell 532-4291

**682 Sporting Equipment**

ABLE to pay high prices  
for all firearms 655-7000

BELGIUM BROWNING  
Shotguns & Rifles Wanted  
by private collector Fair  
prices paid. Please leave  
message. 592-9045

CANOE'S 1-10 HP Merc;  
Carving Wood Mahogany,  
all sizes, after 5, 893-8677

GOLF CARTS \$1100 &  
up/best offer Great  
Condition 880-0013

GOLF CARTS \$1100-  
\$2300 Great running,  
used Gas & elec models  
Delivery avail 949-6551

**710 Auctions-General**

HARRIS Wilcox Inc,  
Auctioneers, (585)  
494-1880 harriswilcox.com

ROY Taitsworth  
Auctioneers (Genesee)  
585-243-1563

**730 Found**

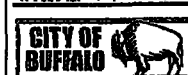
FOUND Keys on ring,  
Main St Downtown Buf-  
falo, early 421: 704-3486

**740 Personal**

flondaboundtruck.com  
& Return, cargo 839-4308

**741 Voice Personal**

HOT & Wild Local Singles  
Browse & Respond FREE  
716-852-5800 Straight  
718-852-4800 Cunnos?  
Use Code 7657, 18+

**750 Legal/Public Notices****CITY OF BUFFALO DEPARTMENT OF PUBLIC WORKS, PARKS & STREETS ADVERTISEMENT FOR BIDS****SEALED PROPOSALS FOR THE FOLLOWING:**

MLK Jr. Park -  
Humboldt Basin  
Improvements, Job  
No. 1122

Will be received by the  
Commissioner of Public  
Works, Parks & Streets,  
City of Buffalo, 502  
City Hall, Buffalo, NY  
14202, UNTIL ELEVEN  
O'CLOCK A.M. LOCAL  
TIME ON THURSDAY,  
MAY 19, 2011

A Pre-Bid Meeting will be  
held to familiarize each  
bidder with the scope  
of work and to field any  
questions All prospective  
bidders are encouraged to  
attend. The Pre-Bid  
Meeting will be held at the  
project site on Tuesday,  
May 10, 2011 at 10 00  
A M

Contract documents may  
be examined in the offices  
of Avalon Document  
Services, 721 Main Street,  
Buffalo, NY 14203, 718-  
995-7777, or www.teama-  
valon.com where copies  
may be obtained upon  
deposit of FIFTY EIGHT  
DOLLARS (\$58 00) (com-  
pany checks or money  
orders ONLY, no cash),  
payable to the City of  
Buffalo, to be refunded to  
bidders of record upon re-  
turn of documents in good  
condition within fifteen  
(15) days of bid.

Any questions on this

To place  
an ad call  
856-5555

Visit our ads online at

**Buffalo.com/classifieds**

AIR PURIFIER, Ionic Pro,  
a must for improving air  
quality, \$75 894-4701

ANTIQUE WALL CLOCK,  
Sessions, walnut, pendu-  
lum, \$200, 260-1028

New in Box  
BASEBOARD HEATERS

**750 Legal/Public Notices**

project should be re-  
ferred to.  
Orest P. Ciolko, PE,  
Project Manager  
Wandel Companies  
140 John James Audu-  
bon Pkwy., Suite 201  
Amherst, New York  
14228  
Phone: (716) 688-0766

Each bidder's attention  
is called to the General  
Municipal Law, which re-  
quires a bidder's Certifi-  
cation of Non-Collusion.  
Copies of such Certifi-  
cates are part of the Pro-  
posal Form and, unless  
complied with, bid will not  
be accepted.

All bidders shall, with their  
bid, submit a statement  
committing to providing  
apprentice-  
ship training opportunities  
to workers, as well as de-  
tails of workforce diversifi-  
cation recruiting programs  
directed at attracting can-  
didates to fill positions to  
meet such requirements.  
Any bid received without  
this statement may be  
deemed as non-respon-  
sive and rejected

The City of Buffalo will  
not be responsible for full  
or partial set of Contract  
Documents, including any  
Addenda obtained from  
any other source. The  
City of Buffalo reserves  
the right to reject any and  
all bids and to waive any  
informalities therein.

Peter J. Mario, P E  
City Engineer

Dated at Buffalo, New  
York, April 26, 2011

Erie Community College  
Department of Purchases  
4041 Southwestern  
Blvd., Bldg. 1-Rm.1208p  
Orchard Park, NY 14127

**SEALED BIDS**

will be received and  
publicly opened at the  
above address by the  
undersigned for

BID # 910098: Electri-  
cal Substation/Replace-  
ment for Building K at  
Erie Community College  
North Campus, 8205  
Main St., Williamsville,  
NY 14221

Bid Opening 05/10/11 @  
2:00pm

\*\*\* Walk-Through  
to be held \*\*\*  
5/03/11 @ 10:00am at  
ECC-North Campus:  
Meet at Maintenance  
Dept. Office - Bldg."N"

To obtain Bid Docu-  
ments Contact:  
Stevetator & Hearn

**750 Legal/Public Notices**

Architects  
265 Pearl Street -  
Buffalo, NY 14202  
(716) 855-2000

in accordance with the  
specifications on file at  
the above address  
This Department reserves  
the right to reject any and  
all bids and waive any in-  
formalities.

Paul Danieau  
Business Manager  
NFTA Procurement  
Invitation to Bid  
Offset Roll Copypaper  
Paratrail Vehicle  
Parts  
Download Bids from  
www.nfta.com

**Notice of Intent To Abandon**

CSX Transportation, Inc.  
("CSXT") gives notice  
that on or about May 9,  
2011, it intends to file with  
the Surface Transportation  
Board, Washington,  
DC 20423, a notice of ex-  
emption under 49 CFR  
1152 Subpart F—Exempt  
Abandonments permitting  
the abandonment of a  
0.56-mile line of railroad  
between railroad milepost  
CQO 5.02, near E. Ferry  
Street, and railroad mile-  
post CQO 5.58, near E.  
Delavan Avenue, which  
traverses through United  
States Postal Service ZIP  
Codes 14211 and 14215  
in Buffalo, Erie County,  
NY. The proceeding will  
be docketed as No AB-55  
(Sub-No. 708X).

The Board's Office of  
Environmental Analysis  
(OEA) will generally pre-  
pare an Environmental  
Assessment (EA), which  
will normally be available  
25 days after the filing of  
the notice of exemption.  
Comments on environ-  
mental and energy mat-  
ters should be filed no  
later than 15 days after  
the EA becomes avail-  
able to the public and will  
be addressed in a Board  
decision. Interested per-  
sons may obtain a copy of  
the EA or make inquiries  
regarding environmental  
matters by writing to the  
OEA, Surface Transporta-  
tion Board, Washington,  
DC 20423 or by calling that  
office at (202) 245-  
0295.

Appropriate offers of  
financial assistance to  
continue rail service can  
be filed with the Board.  
Requests for environmen-  
tal conditions, public use  
conditions, or rail bank-  
ing/trails use also can be  
filed with the Board. An  
original and 10 copies of  
any pleading that raises  
matters other than envi-  
ronmental issues (such  
as trails use, public use,  
and offers of financial as-  
sistance) must be filed  
directly with the Board's  
Section of Administration,

IT'S  
NEWS  
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ADS  
FOR  
FAST  
RESULTS  
CALL  
56-5555

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online at  
[buffalo.com](http://buffalo.com)

4 Dogs  
TURE Schnau-  
low white pups, vel

To place  
an ad call  
856-5555

Visit our ads online at  
**Buffalo.com/classifieds**

AIR PURIFIER, Ionic Pro,  
a must for improving air  
quality, \$75 894-4701

CUCKOO Clock deer/pine  
trees, quartz music, lg,  
26" cherry \$200 990-2540

JOINTER, 6 inch Delta,  
with stand, asking \$200  
Call 694-7823

LADDER, 32 ft., wood,  
very good condition. \$100  
Call 633-2499

LAWN MOWER Toro  
Self-propelled, just turned  
\$120 B/O. 875-4883

LAWN Mower, 19" cor-  
dless R&D great machine

ANTIQUE WALL CLOCK,  
Sessions, walnut, pendu-  
lum, \$200, 260-1028

New in Box  
BASEBOARD HEATERS



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3902  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

March 31, 2011

Ms. Elizabeth Martin  
New York State Historic Preservation Office  
Peebles Island Resource Center  
P.O. Box 189  
Waterford, NY 12188-0189

RE: CSX Transportation, Inc., Proposed Line Abandonment, Buffalo, Erie County,  
New York, STB Docket No. AB-55 (Sub-No. 706X)

Dear Ms. Martin:

Please be advised that on or about April 29, 2011 CSX Transportation, Inc. (CSXT) expects to file with the Surface Transportation Board (Board) a Notice of Exemption seeking authority to abandon service from Railroad Milepost QCQ 5.02 near E. Ferry St., Buffalo, to the end of track at Railroad Milepost QCQ 5.58 near E. Delavan Ave., Buffalo, (the Line) a distance of 0.56 mile, known as the Erie Running Track in Erie County, Buffalo, New York as depicted on the attached map.

The purpose of the proposed action is to abandon and subsequently lease or sell a segment of the Line to a developer who plans on removing the tracks and re-developing this site along with other parcels the developer already owns adjacent to this property.

In connection with rail lines that are to become the subject of applications for authority to abandon, Federal Regulations at 49 CFR 1105.8(d), require that a Historic Report be submitted to the State Historic Preservation Officer prior to filing with the Surface Transportation Board. In accordance with those Regulations, I am attaching a Historic Report covering the above-proposed abandonment.

Since there are no structures over 50 years old, I would appreciate receiving a letter from your office confirming that this project will have no impact upon cultural resources.

If you have questions, please feel free to call me.

Sincerely,



Jo Ann Burroughs

Attachment

cc: Surface Transportation Board - SEA  
395 East Street, SW  
Washington D.C. 20423